

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF OKLAHOMA

(1) BRODY CAMPBELL, On Behalf of Himself and Others Similarly Situated, <i>Plaintiff,</i> v. (1) A.S.A.P. ASSEMBLY, INC., <i>Defendant.</i>]	CASE NO. CIV-13-815-HE
]	COLLECTIVE ACTION
]	JURY DEMANDED
]	
]	
]	

**PLAINTIFF'S MOTION TO STRIKE DEFENDANT'S
COUNTERCLAIMS AND CERTAIN AFFIRMATIVE DEFENSES**

Plaintiff Brody Campbell (Campbell) hereby moves to strike pursuant to FED. R. CIV. P. 12(b)(6) the Counterclaims contained in the Answer of Defendant A.S.A.P. Assembly, Inc. (ASAP) [ECF No. 12]. Such state law counterclaims are not permitted in an FLSA case. Additionally, Campbell moves to strike pursuant to FED. R. CIV. P. 12(f) ASAP's 1st, 2nd, 3rd, 4th, 5th, 7th, 8th, 12th, and 15th affirmative defenses since such defenses do not meet the standards required by FED. R. CIV. P. 8 and/or are legally insufficient.

Respectfully submitted,

BRUCKNER BURCH PLLC

/s/ James A. Jones
By: _____
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